

OPINION 1292

VOLUTA PAPILIO LINK, 1807 (GASTROPODA): CONSERVED

RULING. — (1) Under the plenary powers it is hereby ruled that the specific name *papilio* Link, 1807, as published in the binomen *Voluta papilio*, is to be given precedence over the specific name *leucostoma* Gmelin, 1791, as published in the binomen *Voluta leucostoma*, whenever the two Principle of Priority and the Principle of Homonymy.

(2) The following names are hereby placed on the Official List of Specific Names in Zoology with the Name Numbers specified:

- (a) *papilio* Link, 1807, as published in the binomen *Voluta papilio*, with an endorsement that it is to be given precedence over *leucostoma* Gmelin, 1791, as published in the binomen *Voluta leucostoma*, whenever the two names are considered synonyms (Name Number 2921);
- (b) *leucostoma* Gmelin, 1791, as published in the binomen *Voluta leucostoma*, with an endorsement that it is not to be given priority over *Voluta papilio* Link, 1807, whenever the two names are considered synonyms (Name Number 2922).

HISTORY OF THE CASE Z.N.(S.)1777

An application for the suppression of three unused specific names of species of *Voluta* was first received from Dr W. O. Cernohorsky (*Auckland Institute and Museum, New Zealand*) on 29 September 1966. It was sent to the printer on 8 November 1966 and published on 6 March 1967 in *Bull. zool. Nom.* vol. 24, pp. 53–54. Public notice of the possible use of the plenary powers in the case was given in the same part of the *Bulletin*, to the statutory serials and to two malacological serials. Owing to the then unsatisfactory state of affairs surrounding Article 23b, the case was set aside.

A revised application was received on 24 November 1978. This showed that two of the three names originally involved could be dealt with automatically; only *Voluta leucostoma* Gmelin, 1791 was still a threat to the stability of nomenclature. After an exchange of correspondence this application was sent to the printer on 15 April 1980 and published on 25 September 1980 in *Bull. zool. Nom.* vol. 37, pp. 149–151. Public notice of the possible use of the plenary powers in the case was given in the same part of the *Bulletin* as well as to the statutory serials, to seven general serials and two malacological serials. No comment was received.

DECISION OF THE COMMISSION

On 12 March 1984 the members of the Commission were invited to under the Three-Month Rule on Voting Paper (1983)7 for or against the

proposals set out in *Bull. zool. Nom.* vol. 36, p. 176. At the close of the voting period on 6 October 1983 the state of the voting was as follows:

Affirmative Votes — twenty-one (21) received in the following order: Melville, Savage, Cocks, Willink, Schuster, Halvorsen, Trjapitzin, Starobogatov, Holthuis, Brinck, Mroczkowski, Binder, Hahn, Corliss, Alvarado, Bayer, Uéno, Cogger, Kraus, Lehtinen, Dupuis

Negative Votes — two (2) Ride, Heppell.

No votes were returned by Bernardi and Sabrosky.

The following comments were returned by members of the Commission with their voting papers:

Ride: 'No case is made for the need to preserve *V. leucostoma* Gmelin, 1791; it is a forgotten name and the applicant has "no doubt" that it is a synonym of *V. papilio* Link, 1807. The Commission should be asked to suppress *V. leucostoma* under Article 79b. Unless there is good reason for it, applicants should not seek to preserve forgotten senior synonyms under the relative precedence procedure. Such action is liable to confuse the nomenclature of the group.'

Heppell: 'If there was a good case for the suppression of *V. leucostoma* thirteen years ago, there is an even better one now, as it has remained unused and doubtless will so continue. Why, therefore, does Cernohorsky ask for a relative-precedence decision?'

ORIGINAL REFERENCES

The following are the original references for the names placed on an Official List by the ruling given in the present Opinion:

leucostoma, *Voluta*, Gmelin, 1791, *Syst. Nat.*, ed. 13, vol. 1, p. 3457

papilio, *Voluta*, Link, 1807, *Beschr. nat. Samml. Univ. Rostock* (3), p. 127.

CERTIFICATE

I hereby certify that the votes cast on V.P.(84)17 were cast as set out above, that the proposal contained in that voting paper has been duly adopted under the plenary powers, and that the decision so taken, being the decision of the International Commission on Zoological Nomenclature, is truly recorded in the present Opinion No. 1292.

R. V. MELVILLE

Secretary

International Commission on Zoological Nomenclature

London

27 July 1984